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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/804,629

03/19/2004

Derrick W. Lucey

19226/2291 (R-5824,
R-587

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7590

06/28/2006

EXAMINER

NAZARIO GONZALEZ, PORFIRIO

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ART UNIT

PAPER NUMBER

1621

DATE MAILED: 06/28/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

DETAILED ACTION

Claim Rejections - 35 USC § 112

1. The following is a quotation of the second paragraph of 35 U.S.C. 112:

The specification shall conclude with one or more claims particularly pointing out and distinctly claiming the subject matter which the applicant regards as his invention.

2. Claims 1-36 are rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention. The moieties $-(C(CH_2)_2)_mCH_3$, $-(C(CH_2)_2)_m(CH_2)_zCH_3$, and $-(CH_2)_m(C(CH_2)_2)_zCH_3$ appear to be incorrect. Please note that the group " $C(CH_2)_2$ " is missing a hydrogen atom unless the group is a cyclic group. However, the specification does not appear to support a cyclic group and thus it appears to be an acyclic group in which two methyl groups (CH_3) are bonded to the carbon atom.

Claim Rejections - 35 USC § 102

3. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

4. Claims 1, 2, 5 and 6 are rejected under 35 U.S.C. 102(b) as being clearly anticipated by U.S. Patent No. 5,505,928, cited by Applicants. The '928 patent discloses a process of making III-V nanocrystals by reacting a Group III salt with a trialkylsilyl Group V compound. The '928 patent particularly discloses the reaction of $GaCl_3$ and $As[Si(CH_3)_3]_3$ using quinoline as a solvent and a crystal growth terminator.

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See Example 1. Further, the '928 patent teaches the use of alkane or aromatics as liquid reaction medium. See column 4, lines 2-14.

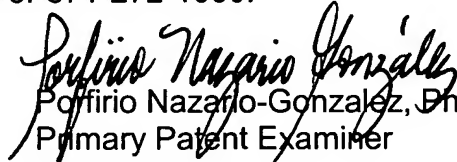
Claims 9, 11, 15, 16, 22, 23, 25, and 29 rejected under 35 U.S.C. 102(b) as being clearly anticipated by Haubold et al., Chem. Phys. Chem., 5:331-334 (2001), cited by Applicants. The Haubold et al. article discloses the formation of a ZnS-coated InP nanocrystals. InP nanocrystals are synthesized by the dehalosilylation reaction between $(\text{TMS})_3\text{P}$ and InCl_3 . The InP nanocrystal are redissolved in toluene. TOP (trioctylphosphane) was added and the toluene was removed to make a stock solution of the InP nanocrystals. ZnEt_2 and $(\text{TMS})_3\text{S}$ were added to the stock solution. After heating and cooling the solution, the nanocrystal are precipitated and separated from solution. See experimental section on page 334.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Porfirio Nazario-Gonzalez whose telephone number is 571-272-0641. The examiner can normally be reached on Mon.-Fri. (9:30 AM - 6:00 PM).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Thurman K. Page can be reached on 571-272-0602. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.


Porfirio Nazario-Gonzalez, Ph.D.
Primary Patent Examiner
Art Unit 1621

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June 23, 2006